

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CURTIS DANIELS, No. C-09-0270 TEH (PR)
Petitioner,
v. ORDER
BEN CURRY, Warden,
Respondent.

Petitioner, a state prisoner incarcerated at the Correctional Training Facility in Soledad, California, has filed a pro se Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254 challenging the California Board of Parole Hearings' ("BPH") refusal to grant him parole. Doc. #1. After the Court issued an Order to Show Cause, Respondent filed a Motion to Dismiss on the ground that Petitioner failed to specify which parole suitability hearing he is challenging. Doc. #9; see Doc. #8. Petitioner filed an Opposition, referring to the "attached" BPH transcript of his February 14, 2007 parole suitability hearing. Doc. #10 at 1. Respondent filed a Reply, Doc. #11; the Motion to Dismiss is now submitted.

1 The Court has reviewed all documents filed in this case;
2 Petitioner failed to attach the BPH transcript of his February 14,
3 2007 parole suitability hearing. Therefore, within thirty (30) days
4 from the date this Order is filed, Petitioner must file a copy of
5 the February 14, 2007 BPH transcript; otherwise Respondent's Motion
6 to Dismiss will be granted and the Petition will be dismissed.

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10 IT IS SO ORDERED.

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13 DATED 11/13/09



14 THELTON E. HENDERSON
United States District Judge

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